

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Edward H. Phillips

Application No.: 10/524,093

Confirmation No.: 4388

Filed: February 9, 2005

Art Unit: 2624

For: APPARATUS AND METHODS FOR  
FORMING SHOE INSERTS

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Examiner: Manav Seth

**RESPONSE TO RESTRICTION REQUIREMENT**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Madam:

Responsive to the Office Action mailed April 1, 2009, issued in connection with the above-identified application, please consider the following remarks.

**Remarks**

By this Office Action, the Examiner has required restriction to one of the following inventions under 35 U.S.C. §121:

- I. Claims 1-9, drawn to an invention for enabling formation of foot impressions which includes heating and cooling of impressions platforms, classified in class 036, subclass 98.
- II. Claims 10-13, drawn to an invention for forming shoe inserts for a consumer by forming shoe insert contours in the digitally controlled milling machine, classified in class 382, subclass 199.